



REV. 04/03  
For A Small Entity

Response Under 37 CFR 1.116  
Expedited Procedure  
Examining Group 1648

Attorney Docket No. MICRO-1 CPA (REF/29713/NI)

NOTICE OF APPEAL FROM THE  
PRIMARY EXAMINER TO THE BOARD OF APPEALS

RECEIVED  
OCT 17 2003  
TECH CENTER 1600/2900

In re application of: Bo Niklasson

Application No. : 09/147,801 Confirmation No.: 2230

Filed : March 11, 1999

For : NEW PICORNAVIRUSES, VACCINES AND  
DIAGNOSTIC KITS

Group Art Unit : 1648

Examiner : Donna C. Wortman

New York, New York  
October 10, 2003

MAIL STOP AF  
Hon. Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

NOTICE OF APPEAL

Sir:

Applicant hereby appeals to the Board of Appeals from the decision of the Primary Examiner mailed April 10, 2003 in which the rejection of claims 4, 7, 9, 11 and 15-18 and 16-29 was made final.

[ ] Applicant(s) respectfully requests an oral hearing before the Board of Appeals. The appropriate fee is submitted herewith.

[X] The appropriate fee for a three-month extension of time to respond to the final rejection was timely paid on October 10, 2003.

EV132185357US

☐ An additional \_\_\_\_\_-month extension of time to respond to the final rejection is requested and the appropriate extension fee is submitted herewith.

☒ Address all correspondence to:

Jane T. Gunnison  
(Reg. No. 38,479)  
FISH & NEAVE  
1251 Avenue of the Americas  
New York, New York 10020-1105  
Tel.: (212) 596-9000

☒ A check in the amount of ☒ \$165.00 ☐ \$330.00 in payment of the ☒ appeal fee, ☐ appeal and oral hearing fees, is enclosed.

☒ The Director is hereby authorized to charge payment of any additional appeal fee, oral hearing fee, or both, or credit any overpayment of same, to Deposit Account No. 06-1075. A duplicate copy of this Notice of Appeal form is enclosed.

☐ Please charge ☐ \$165.00 ☐ \$330.00 to Deposit Account No. 06-1075 in payment of the ☐ appeal fee; ☐ appeal and oral hearing fees. A duplicate copy of this Notice of Appeal form is enclosed.

#### EXTENSION FEE

☒ The following extension fee is applicable to the Notice of Appeal filed herewith; ☐ \$55.00 extension fee for response within first month pursuant to 37 C.F.R. § 1.136(a); ☐ \$210.00 extension fee for response within second month pursuant to 37 C.F.R. § 1.136(a); ☒ \$475.00 extension fee for response within third month pursuant to 37 C.F.R. § 1.136(a); ☐ \$740.00 extension fee for response within fourth month pursuant to 37 C.F.R. § 1.136(a); ☐ \$1,005.00 extension fee for fifth month pursuant to 37 C.F.R. 1.136(a).

☒ A check in the amount of ☐ \$55.00; ☐ \$210.00; ☒ \$475.00; ☐ \$740.00; ☐ \$1,005.00; in payment of the extension fee is transmitted herewith.

☒ The Director is hereby authorized to charge payment of any additional fee required under 37 C.F.R. § 1.17(a)(3), or to credit any overpayment of same, to

Deposit Account No. 06-1075. A duplicate copy of this Notice of Appeal form is enclosed.

[ ] Please charge the [ ] \$55.00; [ ] \$210.00; [ ] \$475.00; [ ] \$740.00; [ ] \$1,005.00; extension fee to Deposit Account No. 06-1075. A duplicate copy of this Notice of Appeal form is enclosed.

*Connie Wong*

Jane T. Gunnison (Reg. No. 38,479)

Attorney for Applicant

Connie Wong (Limited Recognition)

Agent for Applicant

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